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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/035,329

01/04/2002

Kazunori Suzuki

12-018

2172

23400

7590

01/29/2004

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EXAMINER

ASSAF, FAYEZ G

ART UNIT

PAPER NUMBER

2872

DATE MAILED: 01/29/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

10/035,329

Applicant(s)

SUZUKI ET AL.

Examiner

Fayez G. Assaf

Art Unit

2872

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 06 November 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-31 is/are pending in the application.
- 4a) Of the above claim(s) 10-17 and 24-30 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-5, 7-9, 18, 19 and 21-23, 31 is/are rejected.
- 7) ☒ Claim(s) 6 and 20 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 26 March 2002 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. §§ 119 and 120

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☒ All b) ☐ Some \* c) ☐ None of:  
1. ☒ Certified copies of the priority documents have been received.  
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
\* See the attached detailed Office action for a list of the certified copies not received.
- 13) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.  
a) ☐ The translation of the foreign language provisional application has been received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_ 6) ☐ Other: \_\_\_\_\_

Art Unit: 2872

**DETAILED ACTION**

***Election/Restrictions***

Applicant's election without traverse of Species 1: claims 1-9, 18-23 and 31 in Paper No. 9 is acknowledged.

***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-5, 7-9, 18, 19, 21-23 and 31 are rejected under 35 U.S.C. 103(a) as being unpatentable over (US 6,424,395 B1).

Regarding claims 1, 3, 4, 7-9, 18, 22, 23 and 31, Sato discloses a liquid crystal display comprising, a liquid crystal (53 of Fig. 10) for displaying an image, a projection apparatus for projecting the image, wherein the display comprises, a first light scattering (upward/downward) device (first 1-1 of Fig. 8A), for scattering light incident from a specific angle range, and a leftward/downward light scattering device (second 1-1 of

Art Unit: 2872

Fig. 8A, line 1 to line 2 of Col. 15), placed between the device and the first light scattering device or on the image projection apparatus side of the first light scattering device, for scattering light incident from a specific angle range (see Fig. 2B) which is substantially different from the specific angle range of the first light scattering device (see Fig. 8B) , wherein the specific angle range of the first or second light scattering device is set so that an incident angle range within which the image light (55 of Fig. 10) is incident on the screen contains an incidence angle at which the image light is incident on the screen. Sato does not teach the liquid crystal being a hologram screen.

However, holographic liquid crystals or hologram screen are well known image display devices.

It would have been obvious, at the time the invention was made, to a person having ordinary skill in the art to utilize a hologram screen rather than the liquid crystal screen of Sato so as to reduce manufacturing costs.

Regarding claims 2 and 21, the combination discloses the specific angle range of the second light scattering device each have an angle difference of 10 degrees or greater from a vertical to the hologram screen (line 65 of Col. 14 to line 2 of Col. 15.)

Regarding claims 5 and 19, Sato discloses the specific angle range being  $\pm 40$  degrees (line 67 of Col. 8.)

### ***Allowable Subject Matter***

Claims 6 and 20 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 6 and 20 are allowable over the prior art for at least the reason that the prior art fails to teach or reasonably suggest the specific ranges of  $\gamma_1$ ,  $\gamma_2$ ,  $\delta_1$  and  $\delta_2$  as set forth in the claimed combination.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Faye G. Assaf whose telephone number is (571) 272-2307. The examiner can normally be reached on 8-5 M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Drew Dunn can be reached on (571) 272-2312. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Application/Control Number: 10/035,329

Page 5

Art Unit: 2872

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

Fayez G. Assaf

Examiner

Art Unit 2872

*Fayez Assaf*

FA

1/26/04